

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

JOHN A. PINO,	:	
Plaintiff	:	CIVIL ACTION NO. 3:15-1172
v.	:	(MANNION, D.J.) (CARLSON, M.J.)
MICHAEL CAREY, et al.,	:	
Defendants	:	

ORDER

As set forth in the memorandum issued this same day, **IT IS HEREBY**

ORDERED THAT:

- (1) Judge Carlson's report and recommendation, (Doc. [13](#)), is **ADOPTED** in its entirety;
- (2) the plaintiff's amended complaint, (Doc. [9](#)), is **DISMISSED** with prejudice, with respect to defendants Hand, Alexander, Letcavage, and Aponick for failure to state a claim upon which relief can be granted;
- (3) the Clerk is directed to **TERMINATE** defendants Hand, Alexander, Letcavage, and Aponick from the action; and
- (4) the case is **REMANDED** to Judge Carlson for further case

management with respect to the remaining defendants Carey, Allar, and Kyper.

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

Dated: January 11, 2016

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